

D-2871DIVCON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT

In re application of:

SULC ET AL

Serial No. N/A

Dated: Submitted herewith

For: OPHTHALMIC LENSES AND
COMPOSITIONS AND METHODS
FOR PRODUCING SAME


) Group Art Unit: N/A
) (Prior: 1711)
)
) Examiner: N/A
) (Prior: Asinovsky, O.)
)
)
)
)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION
UNDER MPEP § 608.01(p)

I hereby declare that the amendatory material in the first paragraph after page 10, line 30 of the specification of the above-identified application, submitted herewith, which is the material set forth at column 3, lines 59 to 66 of Sulc et al U.S. Patent 5,270,415, is the same material incorporated by reference in the above-identified application and the original application (Serial No. 09/551,297) at page 9, lines 7 to 9.

SEPTEMBER 8, 2003
DATE



Frank J. Uxa
Attorney for Applicant
Reg. No. 25,612
4 Venture, Suite 300
Irvine, CA 92618
(949) 450-1750
Facsimile (949) 450-1764

DECLARATION FOR PATENT APPLICATION

Docket: D-2871

As a below named inventor, I hereby declare that:

My residence post office address and citizenship are as stated below next to my name.

I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **OPHTHALMIC LENSES AND COMPOSITIONS, AND METHODS FOR PRODUCING SAME** the specification of which

(check one) ☒ is attached hereto
[] was filed on _____
as US Application Serial Number or PCT International Application Number
and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed. **NONE**

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below. **NONE**

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designation the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application. **NONE**

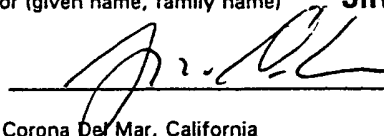
I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Frank J. Uxa, Reg. No. 25,612; Donald E. Stout, Reg. No. 34,493; Robert D. Buyan, Reg. No. 32,460; Kenton R. Mullins, Reg. No. 36,331; Philip H. Haymond, Reg. No. 38,177; Guy Cumberbatch, Reg. No. 36,114, and Jo Anne M. Ybaban, Reg. No. 42,243

Address all telephone calls to Frank J. Uxa - 949-450-1750
Address all correspondence to Frank J. Uxa
Stout, Uxa, Buyan & Mullins, LLP
4 Venture, Suite 300
Irvine, CA 92618

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) **JIRI SULC**

Inventor's signature



Date

4/12/00

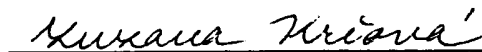
Residence

Corona Del Mar, California
11 Crest Circle
Corona Del Mar, CA 92625

Citizenship: Czech Republic

Full name of second inventor (given name, family name) **ZUZANA KRCOVA**

Inventor's signature



Date

4/12/2000

Residence

La Jolla, California
8806 Caminito Sueno
La Jolla, CA 92037

Citizenship: Czech Republic



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
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JUNE 27, 2000

PTAS

FRANK J. UXA
4 VENTURE, SUITE 300
IRVINE, CA 92618



101339813A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 04/18/2000

REEL/FRAME: 010733/0015
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
SULC, JIRI

DOC DATE: 04/12/2000

ASSIGNOR:
KRCOVA, ZUZANA

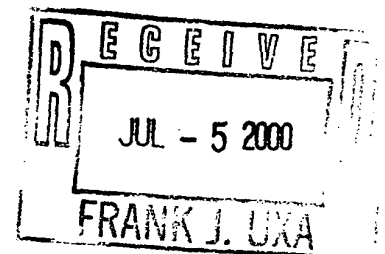
DOC DATE: 04/12/2000

ASSIGNEE:
OCULAR SCIENCES, INC.
475 ECCLES AVENUE
SO. SAN FRANCISCO, CALIFORNIA 94080

SERIAL NUMBER: 09551297
PATENT NUMBER:

FILING DATE: 04/18/2000
ISSUE DATE:

JOANN STEWART, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



RE

05-01-2000



T

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office
DOCKET NO. 2871

101339813

To the Honorable Commissioner c

Please return the attached original documents or copy thereof.

1. Name of conveying party(i s):

JIRI SULC

ZUZANA KRCOVA

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies)

Nam :

OCULAR SCIENCES, INC.

Internal Address:

Street Address: 475 ECCLES AVENUE

SO. SAN FRANCISCO, CA 94080

Additional name(s) & address(es) attached? ☐ Yes ☒ No

Jc135 U.S. PTO
09/551297
04/18/00

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other: _____

Execution Date: APRIL 12, 2000

09/551297

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: APRIL 12, 2000

A. Patent Application No.(s)

B. Patent No. (s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: FRANK J. UXA

Internal Address:

Street Address: 4 VENTURE, SUITE 300
IRVINE, CA 92618

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41).....\$ 40

X Enclosed

☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

FRANK J. UXA

Nam of Person Signing

Signature

Date

3

Total number of pages including cover sheet, attachments and document:

Mail documents to be recorded with required cover sheet information to:
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Washington, D.C. 20231

04/27/2000 JWSHMS 000-0077 09551297

04 FC:581

WHEN RECORDED, RETURN TO:

Frank J. Uxa
4 Venture, Suite 300
Irvine, CA 92618

Docket No. : D-2871

ASSIGNMENT

WHEREAS, we, **JIRI SULC**, of Orange County, California and **ZUZANA KRCOVA**, of San Diego County, California, have invented certain new and useful improvements in **OPHTHALMIC LENSES AND COMPOSITIONS, AND METHODS FOR PRODUCING SAME**, for which said **JIRI SULC**, has this 12 day of APRIL, 2000, executed application papers for United States Letters Patent thereon; and for which said **ZUZANA KRCOVA**, has this 12 day of APRIL, 2000, executed application papers for United States Letters Patent thereon; executed application papers for United States Letters Patent thereon; and

WHEREAS, **OCULAR SCIENCES, INC.**, a Corporation of the State of California, hereinafter called Assignee, having its place of business at 475 Eccles Avenue, South San Francisco, California 94080, is desirous of acquiring the entire right, title and interest in and to the aforesaid invention and in and to any and all Letters Patent therefor granted in the United States of America, and in any and all countries foreign thereto;

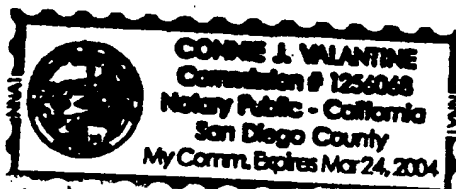
NOW, THEREFORE, TO WHOM IT MAY CONCERN, be it known that, for and in consideration of the sum of ONE DOLLAR (\$1.00) to us in hand paid by Assignee, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, we, **ZUZANA KRCOVA** and **JIRI SULC**, by these presents sell, assign and transfer unto Assignee, its successors and assigns, the full and exclusive right, title and interest for the territory of the United States of America and all countries foreign thereto (including the right to apply for Letters Patent in foreign countries in its own name and to claim any priority rights for such foreign applications to which such applications are entitled under international conventions, treaties, or otherwise), in and to the said invention as described in said application, and in and to all Letters Patent granted therefor, and all divisions, reissues and continuations thereof, and we hereby authorize and request the Commissioner of Patents and Trademarks to issue all Letters Patent on said invention or resulting therefrom to said Assignee, as assignee of the entire right, title and interest, and we covenant that we have full right so to do and agree that we will communicate to said Assignee, or its successors any and all facts known to us regarding said invention whenever requested and will testify in any legal proceeding, sign

all lawful papers, execute all divisional, reissue and continuation applications, and generally do everything possible to aid said Assignee, its successors and assigns, to obtain and enforce proper patent protection for said invention in all countries.

Executed this 2nd day of April, 2000.

JIRI SULC

STATE OF California,
COUNTY OF San Diego

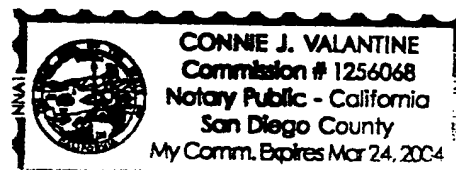


On April 12, 2000, before me Connie J. Valentine personally appeared **JIRI SULC** ~~personally known to me~~ (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

Signature Connie J. Valentine

SEAL



Executed this 2nd day of April, 2000.

Zuzana Krcova
ZUZANA KRCOVA

STATE OF California,
COUNTY OF San Diego

On April 12, 2000, before me Connie J. Valentine personally appeared **ZUZANA KRCOVA** ~~personally known to me~~ (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

Signature Connie J. Valentine

SEAL

